

CRM-M-45908-2016

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-45908-2016

Date of Decision: 22.02.2017

Jasbir Singh Jassi and others

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rishabh Gupta, Advocate,
for the petitioners.

Mr. Deep Singh, AAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioners-Jasbir Singh Jassi, Rakesh, Sudhir Kumar and Gagan have filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.103 dated 05.10.2016, registered at Police Station Mahilpur, District Hoshiarpur, under Section 306 of the Indian Penal Code.

Notice of motion has been issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioners as well as learned State counsel and have gone through the record. Police record is also available.

CRM-M-45908-2016

From the record, I find that as per the allegations in FIR, the petitioners alongwith other co-accused told the father of complainant, Harminder Singh that they will get him lodged in jail and due to this depression, Harminder Singh committed suicide.

In pursuance of the interim orders dated 22.12.2016 qua petitioner Nos.3 and 4 and dated 30.01.2017 qua petitioner Nos.1 and 2, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The orders dated 22.12.2016 qua petitioner Nos.3 and 4 and dated 30.01.2017 qua petitioner Nos.1 and 2, granting interim bail to them, are made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

22.02.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No